

CIVIL COVER SHEET

The JS-44 Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS

Carolyn Montiforte

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF:
(EXCEPT IN U.S. PLAINTIFF CASES)

DEFENDANTS

Pfizer, Inc., G.D.Searle, LLC, Pharmacia Corp., Monsanto Co., Lance St.
Amant, Rita Nowell, Christine Ransom, Mickey Rumsey

(c) ATTORNEY'S NAME (FIRM NAME, ADDRESS, AND TELEPHONE)
NAVAN WARD, JR.

BEASLEY, ALLEN, CROW, METHVIN, PORTIS & MILES, P.C.
POST OFFICE BOX 4160
MONTGOMERY, AL 36103-4160

PHONE: 334-269-3123
FAX: 334-954-7555

FILED
JUL 27 2007
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND

Walter T. Johnson/Leigh D. Vernon
Watkins & Eager PLLC
400 East Capitol Street, Suite 300
Jackson, MS 39201

(601) 948-6470
(801) 354-3623 (fax)
P.O. Box 650
Jackson, MS 39205

II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)

- ☐ 1 U.S. Government
Plaintiff
- ☐ 2 U.S. Government
Defendant

- ☐ 3 Federal Question
(U.S. Gov't Not a Party)
- ☒ 4 Diversity
(Indicate Citizenship of
Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR PLAINTIFF AND IN ONE BOX AND ONE BOX FOR DEFENDANT)

(FOR DIVERSITY CASES ONLY)

Citizen of This State

Citizen of Another State

Citizen or Subject of a
Foreign Country

PTF DEF
☒ 1 ☐ 1 Incorporated or Principal
Place of Business in this State

☐ 2 ☐ 2 Incorporated and Principal
Place of Business in another State

☐ 3 ☐ 3 Foreign Nation

PTF DEF
☐ 4 ☐ 4

☐ 5 ☒ 5

☐ 6 ☐ 6

IV. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Vet's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Prod. Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel, Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input checked="" type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	FOOD AND DRUG <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21USC§881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 Railroad & Truck <input type="checkbox"/> 650 Airline Regulations <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	PROPERTY RIGHTS <input type="checkbox"/> 622 Appeal 28USC§158 <input type="checkbox"/> 623 Withdrawal 28USC§157 <input type="checkbox"/> 620 Copyrights <input type="checkbox"/> 630 Patent <input type="checkbox"/> 640 Trademark	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks & Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat. TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12USC§3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice Act <input type="checkbox"/> 950 Constitutionality of State Statute
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectm't <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Prop.	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> HABEAS CORPUS: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting and Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIAC/DIWW (408(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSJ/06(g)	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (US Plaintiff or Def.) <input type="checkbox"/> 871 IRS-Third Party 26USC§7609

V. ORIGIN

(PLACE AN X IN ONE BOX ONLY)

☐ 1 Original
Proceeding

☒ 2 Removed from
State Court

☐ 3 Remanded from
Appellate Court

☐ 4 Reinstated or
Reopened

Transferred from
☐ 5 another district
(specify)

☐ 6 Multidistrict
Litigation

Appeal to District
Judge from
☐ 7 Magistrate
Judgment

VI. Cause of Action

(Cite the U.S. civil statute under which you are filing. (Do not cite jurisdictional statute unless diversity.))

Title 28, U.S.C. SECTION 1441; TITLE 28 U.S.C. SECTION 1332; 28 U.S.C. SECTION 1446

Brief description of cause: pharmaceutical products liability action

VII. REQUESTED IN

COMPLAINT:

☐ Check if this is a CLASS ACTION

DEMAND: Unspecified

Check YES only if demanded in complaint:

UNDER F.R.C.P.23

JURY DEMAND: ☒ YES ☐ NO

VIII. RELATED CASE(S)

IF ANY (See Instructions)

JUDGE

DOCKET NUMBER

July 27, 2007

Date

Signature of Attorney of Record

Walter T. Johnson

FOR OFFICE USE ONLY

RECEIPT # 1026527

AMOUNT \$ 350.00

APPLYING IFP

JUDGE

MAG. JUDGE